



Connell Foley LLP
56 Livingston Avenue
Roseland, NJ 07068
P 973.535.0500 F 973.535.9217

Andrew C. Sayles
Partner
ASayles@connellfoley.com

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VIA ECF

Honorable Elizabeth A. Wolford, U.S.D.J.
United States District Court
Western District of New York
Kenneth B. Keating Federal Building
100 State Street
Rochester, New York 14614

**Re: Hallmark v. Cohen & Slamowitz, LLP, et al.
WDNY No. 11-cv-842 (EAW/LGF)**

Dear Judge Wolford:

This office represents Defendant Cohen & Slamowitz, LLP ("C&S"), relevant to the above matter. On November 21, 2018, Plaintiff filed a motion for final approval of the class action settlement here (DR No. 382) and this matter is scheduled for a final approval hearing on November 27, 2018. As part of motion for approval, Plaintiffs have also included a request for attorney's fees and costs. See DR No. 382, Brief, Sections V and VI. It was the understanding of C&S that a petition for attorney's fees and costs would be filed separately.

C&S is not opposing or otherwise responding to the motion as it relates to final approval of the class action settlement. However, please note that C&S intends to respond to those portions of the motion relating attorney's fees and costs as this option was specifically reserved by C&S as part of the Settlement Agreement here. See DR No. 373-3, ¶12(a) ("Defendants reserve the right to object to Class Counsel's petition to the Court."). Accordingly, C&S requests that the Court set a briefing schedule concerning objections to Plaintiff's petition for fees and costs.

Respectfully submitted,

CONNELL FOLEY LLP

/s/ Andrew C. Sayles

Andrew C. Sayles

ACS/

cc: All Counsel of Record Via Email

Roseland

Jersey City

Newark

New York

Cherry Hill

Philadelphia

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